

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

ORDER

Crim. File No. 07-359 (MJD/FLN)

(1) DAINE JOSEPH ADAM LINDERMAN,

Defendant.

Thomas M. Hollenhorst, United States Attorney's Office, Counsel for Plaintiff.

Douglas Olson, Office of the Federal Defender, Counsel for Defendant.

The above-entitled matter comes before the Court upon the Report and Recommendation of Magistrate Judge Franklin L. Noel filed December 11, 2007. [Docket No. 30] Defendant Daine Joseph Adam Linderman filed objections to the Report and Recommendation. Linderman did not order a transcript of the hearing before the Magistrate Judge and stipulated that the Court did not need to review a transcript of the hearing in order to resolve his objections.

Pursuant to statute, the Court has conducted a de novo review of the

record. 28 U.S.C. § 636(b)(1); Local Rule 72.2(b). Based on that review the Court adopts the Report and Recommendation filed December 11, 2007.

Accordingly, based upon the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. The Magistrate Judge's Report and Recommendation filed December 11, 2007 [Docket No. 30] is hereby **ADOPTED**.
2. Defendant's Motion to Suppress Evidence Obtained as a Result of Search and Seizure [Docket No. 21] is **DENIED**.
3. Defendant's Motion to Suppress Statements, Admissions and Answers [Docket No. 22] is **DENIED**.

Dated: January 22, 2008

s / Michael J. Davis
Judge Michael J. Davis
United States District Court